

Express Mail Label No.

Page 1 of 4

Docket No.

PC20553A

**Declaration and Power of Attorney For Patent Application****English Language Declaration**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**THERAPEUTIC COMBINATIONS OF erb B KINASE INHIBITORS AND ANTINEOPLASTIC THERAPIES**

the specification of which

(check one)

☒ is attached hereto.

☐ was filed on \_\_\_\_\_ As United States Application No. \_\_\_\_\_ or PCT International Application Number \_\_\_\_\_ and was amended on \_\_\_\_\_

(if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119(a)-d) or Section 365(b) of any foreign application(s) for patent or inventor's certificate, or Section 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate or PCT International application having a filing date before that of the application on which priority is claimed.

Prior Foreign Applications

Priority Not Claimed

\_\_\_\_\_  
(Number) (Country) (Day/Month/Year Filed)

☐

\_\_\_\_\_  
(Number) (Country) (Day/Month/Year Filed)

☐

\_\_\_\_\_  
(Number) (Country) (Day/Month/Year Filed)

☐

I hereby claim the benefit under 35 U.S.C. Section 119(e) of any United States provisional application(s) listed below:

<u>60/401,705</u>	<u>08/07/2002</u>
(Application Serial No.)	(Filing Date)
 <u>60/462,247</u>	 <u>04/11/2003</u>
(Application Serial No.)	(Filing Date)
 <u>                    </u>	 <u>                    </u>
(Application Serial No.)	(Filing Date)

I hereby claim the benefit under 35 U.S.C. Section 120 of any United States application(s), or Section 365(c) of any PCT International application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. Section 112, I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, CFR Section 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application:

<u>                    </u>	<u>                    </u>	<u>                    </u>
(Application Serial No.)	(Filing Date)	(Status)
		(patented, pending, abandoned)
 <u>                    </u>	 <u>                    </u>	 <u>                    </u>
(Application Serial No.)	(Filing Date)	(Status)
		(patented, pending, abandoned)
 <u>                    </u>	 <u>                    </u>	 <u>                    </u>
(Application Serial No.)	(Filing Date)	(Status)
		(patented, pending, abandoned)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. (list name and registration number)

Peter C. Richardson	Reg. No. 27,526	Evan J. Federman	Reg. No. 37,060
Raymond M. Speer	Reg. No. 26,810	Alan L. Koller	Reg. No. 37,371
Israel Nissenbaum	Reg. No. 27,582	Todd M. Crissey	Reg. No. 37,807
Charles W. Ashbrook	Reg. No. 27,610	A. David Joran	Reg. No. 37,858
J. Trevor Lumb	Reg. No. 28,567	Kristina L. Konstas	Reg. No. 37,864
Lawrence C. Akers	Reg. No. 28,587	Arlene K. Musser	Reg. No. 37,895
Paul H. Ginsburg	Reg. No. 28,718	B. Timothy Creagan	Reg. No. 39,156
James T. Jones	Reg. No. 30,561	Carl J. Goddard	Reg. No. 39,203
Raymond D. Thompson	Reg. No. 30,695	Jennifer A. Kispert	Reg. No. 40,049
Gregg C. Benson	Reg. No. 30,977	Gabriel L. Kleiman	Reg. No. 40,681
A. Dean Olson	Reg. No. 31,185	Darryl C. Little	Reg. No. 40,703
Robert F. Sheyka	Reg. No. 31,304	Jeffrey N. Myers	Reg. No. 41,213
Grover F. Fuller Jr.	Reg. No. 31,760	Matthew Russo	Reg. No. 41,282
Martha A. Gammill	Reg. No. 31,820	Adrian G. Looney	Reg. No. 41,406
Linda A. Vag	Reg. No. 32,071	David R. Kurlandsky	Reg. No. 41,505
Seth H. Jacobs	Reg. No. 32,140	Robert T. Barker	Reg. No. 41,597
J. Michael Dixon	Reg. No. 32,410	Roy F. Waldron	Reg. No. 42,208
Rosanne Goodman	Reg. No. 32,534	Suzanne M. Harvey	Reg. No. 42,640
Karen DeBenedictis	Reg. No. 32,977	Barry H. Jacobsen	Reg. No. 43,689
Francis J. Tinney	Reg. No. 33,069	Deborah A. Martin	Reg. No. 44,222
Valerie M. Fedowich	Reg. No. 33,688	Elsa Djuardi	Reg. No. 45,963
Bryan C. Zielinski	Reg. No. 34,462	Cynthia M. Bott	Reg. No. 46,568
Lorraine B. Ling	Reg. No. 35,251	Andrew J. Leon	Reg. No. 46,869
Jolene W. Appleman	Reg. No. 35,428	Donna R. Grossu	Reg. No. 47,248
E. Victor Donahue	Reg. No. 35,492	Eric J. Baude	Reg. No. 47,413
Steven R. Eck	Reg. No. 36,126	Mehdi Ganjeizadeh	Reg. No. 47,585
Robert T. Ronau	Reg. No. 36,257	Martha G. Munchhof	Reg. No. 47,811
Michelle A. Sherwood	Reg. No. 36,271	Claude F. Purchase, Jr.	Reg. No. 47,871
Gregory P. Raymer	Reg. No. 36,647	Heidi M. Berven	Reg. No. 48,951
Garth Butterfield	Reg. No. 36,997		

Send Correspondence to: Rosanne Goodman  
Warner-Lambert Company LLC  
2800 Plymouth Road  
Ann Arbor, MI 48105

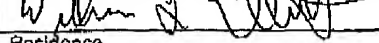
Direct Telephone Calls to: (name and telephone number)

Rosanne Goodman, 734-622-4182

Full name of sole or first inventor

**WILLIAM LEON ELLIOTT**

Sole or first inventor's signature



Date

12/19/2003

Residence

**Ann Arbor, MI 48103**

Citizenship

**United States**

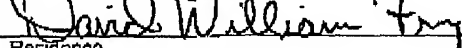
Post Office Address

**1966 Encore Court****Ann Arbor, MI 48103**

Full name of second inventor, if any

**DAVID WILLIAM FRY**

Second inventor's signature



Date

7-24-03

Residence

**Ypsilanti, MI 48197**

Citizenship

**United States**

Post Office Address

**4659 Ash Court****Ypsilanti, MI 48197**

Full name of third inventor, if any

Third inventor's signature

Date

Residence

Citizenship

Post Office Address

Full name of fourth inventor, if any

Fourth inventor's signature

Date

Residence

Citizenship

Post Office Address



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (e) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/632,281	08/01/2003	William Leon Elliott	PC20553A

28880  
 WARNER-LAMBERT COMPANY  
 2800 PLYMOUTH RD  
 ANN ARBOR, MI 48105

CONFIRMATION NO. 5098

## FORMALITIES LETTER

\*OC000000011131028\*

Date Mailed: 10/29/2003

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$130 for a Large Entity

- \$130 Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*

Dec-22-2003 10:44am From-

T-805 P.008/008 F-045

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Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE